



**Service of Process  
Transmittal**  
12/04/2013  
CT Log Number 523998878

**TO:** Margaret Lesesne  
The Neiman-Marcus Group, Inc.  
1618 Main St  
Dallas, TX 75201

**RE:** **Process Served In Virginia**

**FOR:** The Neiman Marcus Group LLC (Domestic State: DE)

**ENCLOSED ARE COPIES OF LEGAL PROCESS RECEIVED BY THE STATUTORY AGENT OF THE ABOVE COMPANY AS FOLLOWS:**

**TITLE OF ACTION:** Jackie Friederich, Pltf. vs. The Neiman Marcus Group, etc., Dft.  
*Name discrepancy noted.*

**DOCUMENT(S) SERVED:** Summons, Complaint

**COURT/AGENCY:** Fairfax County Circuit Court, VA  
Case # CL20130016711

**NATURE OF ACTION:** Personal Injury - Slip/Trip and Fall - On December 6, 2012

**ON WHOM PROCESS WAS SERVED:** C T Corporation System, Glen Allen, VA

**DATE AND HOUR OF SERVICE:** By Process Server on 12/04/2013 at 09:30

**JURISDICTION SERVED :** Virginia

**APPEARANCE OR ANSWER DUE:** Within 21 days after service

**ATTORNEY(S) / BENDER(S):** John D. McGavin  
3920 University Drive  
Fairfax, VA 22030  
703-385-1000

**ACTION ITEM(S):** CT has retained the current log, Retain Date: 12/05/2013, Expected Purge Date:  
12/10/2013  
Image SOP  
Email Notification, Margaret Lesesne margaret\_lesesne@neimanmarcus.com  
Email Notification, Kim Yee KIM\_YEE@NEIMANMARCUS.COM  
Email Notification, Brenda Sanders BRENDA\_SANDERS@NEIMANMARCUS.COM  
Email Notification, Margaret Lesesne margaret\_lesesne@neimanmarcus.com  
Email Notification, Linda Upton Linda\_Upton@neimanmarcus.com  
Email Notification, Sara Mayes sara\_mayes@neimanmarcus.com  
Email Notification, Tracy Preston Tracy\_Preston@neimanmarcus.com

**SIGNED:** C T Corporation System  
**PER:** Lisa Uttech  
**ADDRESS:** 4701 Cox Road  
Suite 285  
Glen Allen, VA 23060  
**TELEPHONE:** 804-217-7255

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Information displayed on this transmittal is for CT Corporation's record keeping purposes only and is provided to the recipient for quick reference. This information does not constitute a legal opinion as to the nature of action, the amount of damages, the answer date, or any information contained in the documents themselves. Recipient is responsible for interpreting said documents and for taking appropriate action. Certified mail receipts confirm receipt of contents.

**EXHIBIT**  
A

COMMONWEALTH OF VIRGINIA  
**CIRCUIT COURT OF FAIRFAX COUNTY**  
4110 CHAIN BRIDGE ROAD  
FAIRFAX, VIRGINIA 22030  
703-691-7320  
(Press 3, Press 1)

Jackie Friederich vs. Neiman Marcus Group, The

CL-2013-0016711

**TO:** Neiman Marcus Group, The  
d/b/a Neiman Marcus  
Serve: CT Corporation System  
4701 Cox Rd., Suite 285  
Glen Allen VA 23060

**SUMMONS – CIVIL ACTION**

The party upon whom this summons and the attached complaint are served is hereby notified that unless within 21 days after such service, response is made by filing in the Clerk's office of this Court a pleading in writing, in proper legal form, the allegations and charges may be taken as admitted and the court may enter an order, judgment or decree against such party either by default or after hearing evidence.

**APPEARANCE IN PERSON IS NOT REQUIRED BY THIS SUMMONS.**

Done in the name of the Commonwealth of Virginia, on Tuesday, November 05, 2013.

**JOHN T. FREY, CLERK**

By: Christanne P. Reesmiller  
Deputy Clerk

**Plaintiff's Attorney John D. McGavin**

VIRGINIA

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

FILED  
CIVIL INTAKE  
2013 NOV -1 PM 3:47

JACKIE FRIEDERICH

JOHN T. FREY  
CLERK, CIRCUIT COURT  
FAIRFAX, VA

Plaintiff

vs.

Case No. 2013 16711

THE NEIMAN MARCUS GROUP d/b/a  
NEIMAN MARCUS

SERVE: CT Corporation System  
4701 Cox Rd., Suite 285  
Glen Allen, VA 23060  
(Henrico County)

Defendant

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### COMPLAINT FOR NEGLIGENCE

COMES NOW, Jackie Friederich, and hereby moves for judgment against the defendant The Neiman Marcus Group d/b/a Neiman Marcus ("Neiman Marcus") and in support thereof states as follows:

1. Jackie Friederich is a resident of Reston, Virginia and is the plaintiff herein.
2. Neiman Marcus is a retail store which operates a location at Tysons Corner in Fairfax County, Virginia.
3. This court has jurisdiction to hear this matter as it arises out of a tort which occurred in the Commonwealth of Virginia and Fairfax County at the retail store operated by Neiman Marcus.
4. Jackie Friederich was an invitee of the Neiman Marcus store in Tysons Corner on December 6, 2012.
5. She entered the store during regular business hours for purposes of purchasing clothing.
6. The store employees and their staff acting within the scope of their employment, had an absolute duty to keep the premises reasonably safe from defects and/or in the alternative to warn

7. Notwithstanding the duties of the defendant and its employees, Neiman Marcus failed to keep the premises reasonably safe and created a hazard which was not readily visible and was obstructed from view and was a defect in the premises of the store within their control.

8. Jackie Friederich, while exercising ordinary care for her own safety suffered a trip and a fall as a direct and proximate result of the negligence of the defendant and fell to the ground suffering serious personal injury.

9. As a direct and proximate result of the incident described and as a result of the negligence of the defendants, Jackie Friederich has suffered severe personal injury, disfigurement, pain and suffering, inconvenience, medical expenses, surgery and loss of functional capacity. All of her injuries are continuing and permanent and will require future medical expenses and medical care. All of which are directly and proximately related to the subject incident.

10. Jackie Friederich demands trial by jury on all issues joined in this incident.

WHEREFORE, the foregoing considered, Jackie Friederich, by counsel, moves this court for entry of a judgment against the defendant in the amount of \$750,000 and her costs and prejudgment interest from December 6, 2012, post judgment interest from the date of any verdict until paid.

JACKIE FRIEDERICH

By Counsel

BANCROFT, McGAVIN, HORVATH & JUDKINS, P.C.  
3920 University Drive  
Fairfax, Virginia 22030  
(703)385-1000  
(703)385-1555 Facsimile

  
John D. McGavin, Esquire  
Virginia State Bar No: 21794  
[jmcgavin@bmhilaw.com](mailto:jmcgavin@bmhilaw.com)  
Counsel for Plaintiff